

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Nos. 05-3707 & 05-4042

USA v. Smith

ORDER

As it appears that the same notice of appeal filed by Tyrone J. Smith was mistakenly docketed twice, it is hereby ORDERED that the appeal at No. 05-4042 shall be administratively closed. The appeal at No. 05-3707 will continue. As Appellant has already been granted CJA status by the District Court for appeal No. 05-3707, no action will be taken with respect to the CJA Form 23 filed in No. 05-4042.

For the Court,

/s/ Marcia M. Waldron
Clerk

Dated: November 1, 2005
CMH/cc: TJS, WAB